

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA	: CRIMINAL NO. _____
v.	: DATE FILED: _____
MANUEL PEREZ,	: VIOLATIONS: 21 U.S.C. § 846
a/k/a “Benji”	(Conspiracy to distribute in
MIGUEL ACEVEDO-HERNANDEZ,	: excess of 50 grams of cocaine
a/k/a “Spaz”	base ("crack") - 1 count)
a/k/a “Miguelito”	: 21 U.S.C. § 841(a)(1)
JOSE MIGUEL ACEVEDO,	(Possession of cocaine base
a/k/a “Gulley”	: ("crack") with the intent
JONATHAN ACEVEDO,	to distribute - 8 counts)
a/k/a “Flip”	: 21 U.S.C. § 860(a)
FERNANDO PENA,	(Possession of cocaine base
a/k/a “Majestic”	: ("crack") with the intent to
ANGEL CASTILLO-BIENVENIDO, JR.,	distribute within 1000 feet of a
a/k/a "MX"	: school - 8 counts)
MUSTAFA SHEIM SHERIFF,	21 U.S.C. § 861(l)
a/k/a "Stafa"	: (Employing a juvenile to distribute
ANDRE KEYES,	cocaine base ("crack") - 1 count)
a/k/a "Dre"	: 18 U.S.C. § 924(c)(1)
a/k/a “Doo Drop”	(Possession of a firearm in furtherance
ANDREW ANTHONY CRUZ,	: of a drug trafficking offense – 2 counts)
a/k/a “Andy”	21 U.S.C. § 853
CALVIN GOODRICH,	: (Criminal forfeiture)
a/k/a “CJ”	18 U.S.C. § 2
TERRENCE MAY,	: (Aiding and abetting)
a/k/a Tariq Billups,	
a/k/a “Gotti”	:
WILFREDO ORTIZ,	
a/k/a “Will”	:
LYDIA CARRERA-APONTE	

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or about January 2002 through in or about October 2003, at

Reading, in the Eastern District of Pennsylvania, and elsewhere, defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
JOSE MIGUEL ACEVEDO,
a/k/a “Gulley”
JONATHAN ACEVEDO,
a/k/a “Flip”
FERNANDO PENA,
a/k/a “Majestic”
ANGEL CASTILLO-BIENVENIDO, JR.,
a/k/a “MX”
MUSTAFA SHERIFF,
a/k/a “Stafa”
ANDRE KEYES,
a/k/a “Dre”
a/k/a “Doo-Drop”
ANDREW ANTHONY CRUZ,
a/k/a “Andy”
CALVIN GOODRICH,
a/k/a “CJ”
TERRENCE MAY,
a/k/a Tariq Billups,
a/k/a “Gotti”
WILFREDO ORTIZ,
a/k/a “Will”
LYDIA CARRERA-APONTE**

conspired and agreed, together and with others known and unknown to the grand jury, to knowingly and intentionally distribute in excess of 50 grams, that is, approximately 30 kilograms, of a mixture or substance containing a detectable amount of cocaine base (hereinafter "crack" or “crack cocaine”), a Schedule II controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A).

MANNER AND MEANS

It was a part of the conspiracy that:

1. The Tenth Street Gang (“TSG”) was a crack cocaine distribution organization that operated in the southeast section of the City of Reading, Pennsylvania and included more than 13 members who purchased and sold more than \$3,000,000 of crack cocaine on a wholesale and retail basis.

2. From in or about January 2002 to in or about October 2003, defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ managed and controlled the Tenth Street Gang and the distribution of crack cocaine in the vicinity of South 9th, South 10th and Franklin Streets in the City of Reading.

3. Defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ purchased cocaine from suppliers in Reading, and elsewhere, which PEREZ, ACEVEDO and others at their direction processed into crack cocaine. PEREZ and ACEVEDO then delivered the crack cocaine to other members of the TSG for distribution at the locations listed in paragraph 5.

4. Defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ caused the delivery of crack cocaine to members of the TSG in the vicinity of South 9th, South 10th and Franklin Streets in the City of Reading.

5. Defendants MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, JONATHAN ACEVEDO, ANDREW ANTHONY CRUZ, FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES and CALVIN GOODRICH worked for the TSG and staffed, supervised, managed, controlled, led,

and supplied the TSG locations listed below in the City of Reading with crack cocaine which members of the TSG sold to customers.

- 280 South 9th Street;
- 850 Muhlenberg Street;
- 45 South 9th Street;
- 45 South 10th Street;
- 940 Franklin Street;
- 50 South 10rd Street;
- 37 South 9th Street;
- 25 South 10th Street;
- 22 Orange Street.
- 1031 Spruce Street

6. Defendant ANDREW ANTHONY CRUZ was responsible for distributing bundles of crack cocaine, consisting of 15 packets of crack cocaine, to other members of the TSG, who sold the crack cocaine to customers at some of the TSG controlled locations listed in paragraph 5.

7. Defendants MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, JONATHAN ACEVEDO, FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES and CALVIN GOODRICH employed various individuals, including defendants TERRENCE MAY, WILFREDO ORTIZ and LYDIA CARRERA-APONTE and other adults and juveniles known and unknown to the grand jury as sellers of crack cocaine at the TSG locations listed in

paragraph 5.

8. To protect the TSG operation and the TSG locations, and to prevent the theft of crack cocaine sold by the TSG, members of the TSG, including defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, JONATHAN ACEVEDO, FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES, ANDREW ANTHONY CRUZ, CALVIN GOODRICH, TERRENCE MAY, and WILFREDO ORTIZ, used and carried firearms and were in possession of bulletproof vests.

9. Defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ shared in the profits of the organization in proportion to the amount of money they had contributed to the purchase of the bulk cocaine.

10. Defendants MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, JONATHAN ACEVEDO, FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES and CALVIN GOODRICH were paid from the proceeds of TSG crack cocaine sales and paid workers, including defendants TERRENCE MAY, WILFREDO ORTIZ, and LYDIA CARRERA-APONTE and others known and unknown to the grand jury, in cash from the proceeds of crack cocaine sales to customers as follows: street sellers were paid \$50 for each bundle of 15 \$10 packets they sold and \$100 for each bundle of 30 \$10 packets they sold.

11. Defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, JONATHAN ACEVEDO, FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES, ANDREW

ANTHONY CRUZ, CALVIN GOODRICH, TERRENCE MAY, and LYDIA CARRERA-APONTE routinely carried and used cellular phones and two-way radios to speak with other members of the TSG.

OVERT ACTS

In furtherance of the conspiracy, and to accomplish its objects, the following overt acts, among others, were performed in Reading, in the Eastern District of Pennsylvania, and elsewhere:

1. In or about January 2002, defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ established a crack cocaine distribution operation at 280 South 9th Street in Reading, Pennsylvania.
2. In or about October 2002, defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ agreed to supply crack cocaine to Person #1, known to the grand jury, to be distributed from 45 South 9th Street in Reading, Pennsylvania.
3. On or about January 14, 2003, defendant ANGEL CASTILLO-BIENVENIDO possessed a firearm, that is, a loaded Taurus, model PT140, .40 caliber, semi-automatic pistol, with an obliterated serial number.
4. On or about February 18, 2003, defendant ANDRE KEYES, and others known to the grand jury:
 - a. possessed approximately 23.98 grams of crack cocaine, which they intended to sell from 280 South 9th Street in Reading, Pennsylvania; and
 - b. possessed a Smith and Wesson, model CS9, 9 mm, semi-automatic pistol, serial number EKW9979, an Intratac, Model Sport 22, .22 caliber, pistol, with an

obliterated serial number, a Hi-Point, Model C9, 9 mm, pistol, with an obliterated serial number, a Browning, 20 gauge shotgun, serial number 25758, and bulletproof vests in furtherance of their drug trafficking activities at 280 South 9th Street in Reading, Pennsylvania.

5. From in or about February 2003 to in or about April 2003, defendants FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES, CALVIN GOODRICH, and LYDIA CARRERA-APONTE, and others known and unknown to the grand jury, distributed crack cocaine at 50 South 10th Street in Reading, Pennsylvania.

6. On or about March 12, 2003, at the direction of defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ and ANDREW ANTHONY CRUZ, Person #2, known to the grand jury:

a. possessed approximately 26 packets of crack cocaine for distribution from 850 Muhlenberg Street in Reading, Pennsylvania; and

b. possessed a Lorcin, .380 caliber, semi-automatic pistol, serial number 046604 in furtherance of their drug trafficking activities at 850 Muhlenberg Street in Reading, Pennsylvania.

7. On or about April 5, 2003, defendants MANUEL PEREZ, JOSE MIGUEL ACEVEDO, and JONATHAN ACEVEDO brandished firearms and threatened individuals known to the grand jury at 50 South 10th Street in Reading, Pennsylvania because the sale of crack cocaine at 50 South 10th Street was limiting TSG sales of crack cocaine at 45 South 10th Street.

8. On or about April 16, 2003, at the direction of defendants ANDREW

ANTHONY CRUZ and MUSTAFA SHEIM SHERIFF, Kenneth Williams, charged elsewhere:

- a. possessed approximately 9.4 grams of crack cocaine for sale in the 100 block of South 10th Street in Reading, Pennsylvania; and
- b. possessed a firearm, that is, a Ruger, Model P97DC, .45 caliber semi-automatic pistol, serial number 663-43797, loaded with nine rounds of ammunition, in furtherance of the TSG drug trafficking activities in the 100 block of South 10th Street, Reading, Pennsylvania.

9. On or about April 29, 2003, defendants ANDRE KEYES, CALVIN GOODRICH, WILFREDO ORTIZ, and LYDIA CARRERA-APONTE, and others known and unknown to the grand jury, possessed approximately 73 packets of crack cocaine which they intended to sell from 37 South 9th Street in Reading, Pennsylvania.

10. On or about May 28, 2003, at the direction of defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, and JONATHAN ACEVEDO, Persons #3 and #4, juveniles known to the grand jury, possessed approximately 39 packets of crack cocaine, which they intended to sell from 45 South 10th Street in Reading, Pennsylvania.

11. On or about May 28, 2003, at the direction of defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ and ANDREW ANTHONY CRUZ, Person #5, known to the grand jury, possessed approximately 24 packets of crack cocaine for distribution from 940 Franklin Street in Reading, Pennsylvania.

12. On or about May 31, 2003, at the direction of defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ and ANDREW ANTHONY CRUZ, Person #6,

known to the grand jury, possessed approximately 53 packets of crack cocaine for distribution from 45 South 9th Street, 3rd floor apartment, in Reading, Pennsylvania.

13. In or about April 2003, defendants FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF and ANDRE KEYES established a crack cocaine distribution operation at 22 Orange Street in Reading, Pennsylvania.

14. On or about June 4, 2003, at the direction of defendants ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF and ANDRE KEYES, Person #7, a 12-year-old juvenile known to the grand jury, delivered two packets of crack cocaine to an undercover law enforcement officer at 22 Orange Street in Reading, Pennsylvania.

15. On or about June 5, 2003:

a. defendant ANGEL CASTILLO-BIENVENIDO, JR. delivered approximately one ounce of crack cocaine to Jasmine Marie Lawson, which she packaged into packets for distribution at 22 Orange Street in Reading, Pennsylvania;

b. Lawson gave to defendants ANGEL CASTILLO-BIENVENIDO, JR. and ANDRE KEYES the packets of crack cocaine for sale by members of the TSG at 22 Orange Street in Reading, Pennsylvania; and

c. defendants CASTILLO-BIENVENIDO, JR., KEYES and MUSTAFA SHEIM SHERIFF possessed approximately 20 grams of crack cocaine for sale at 22 Orange Street in Reading, Pennsylvania, a Glock, 9 mm. semi-automatic pistol, serial number CAG174US, fully loaded with 16 rounds, and a bulletproof vest.

16. In or about July 2003, defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ established a crack cocaine distribution operation at 1031 Spruce

Street in Reading, Pennsylvania.

17. On or about October 14, 2003, at the direction of defendants MANUEL PEREZ and MIGUEL ACEVEDO-HERNANDEZ, Person #8, known to the grand jury, possessed 15 packets of crack cocaine for distribution from 1031 Spruce Street in Reading, Pennsylvania.

All in violation of Title 21, United States Code, Section 846.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 18, 2003, at Reading, in the Eastern District of
Pennsylvania, defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDRE KEYES,
a/k/a “Dre”
a/k/a “Doo-Drop”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 23.98 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B), and Title 18, United States Code, Section 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 18, 2003, at Reading, in the Eastern District of
Pennsylvania, defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDRE KEYES,
a/k/a “Dre”
a/k/a “Doo-Drop”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 23.98 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about February 18, 2003, at Reading, in the Eastern District of
Pennsylvania, defendant

**ANDRE KEYES,
a/k/a “Dre”
a/k/a “Doo-Drop”**

knowingly possessed, and aided and abetted the possession of, a firearm, that is, a Smith and Wesson, model CS9, 9 mm, semi-automatic pistol, serial number EKW9979, an Intratac, Model Sport 22, .22 caliber, pistol, with an obliterated serial number, a Hi-Point, Model C9, 9 mm, pistol, with an obliterated serial number, and a Browning, 20 gauge shotgun, serial number 25758, in furtherance of a drug trafficking offense for which he may be prosecuted in a court of the United States, as charged in this indictment.

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 12, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C), and Title 18, United States Code, Section 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about March 12, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 16, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a "Benji"
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a "Spaz"
a/k/a "Miguelito"
MUSTAFA SHEIM SHERIFF,
a/k/a "Stafa"
and
ANDREW ANTHONY CRUZ,
a/k/a "Andy"**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 9.4 grams, of a mixture or substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B), and Title 18, United States Code, Section 2.

COUNT EIGHT

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 16, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a "Benji"
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a "Spaz"
a/k/a "Miguelito"
MUSTAFA SHEIM SHERIFF,
a/k/a "Stafa"
and
ANDREW ANTHONY CRUZ,
a/k/a "Andy"**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 9.4 grams, of a mixture or substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT NINE

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 16, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MUSTAFA SHEIM SHERIFF,
a/k/a "Stafa"
and
ANDREW ANTHONY CRUZ,
a/k/a "Andy"**

knowingly possessed, and aided and abetted the possession of, a firearm, that is, a Ruger, Model P97DC, .45 caliber semi-automatic pistol, serial number 663-43797, in furtherance of a drug trafficking offense for which they may be prosecuted in a court of the United States, as charged in this indictment.

In violation of Title 18, United States Code, Sections 924(c)(1) and Section 2.

COUNT TEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 29, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
ANDRE KEYES,
a/k/a “Dre”
a/k/a “Doo-Drop”
CALVIN GOODRICH,
a/k/a “CJ”
WILFREDO ORTIZ,
a/k/a “Will”
and
LYDIA CARRERA-APONTE**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 8 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B), and Title 18, United States Code, Section 2.

COUNT ELEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 29, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
ANDRE KEYES,
a/k/a “Dre”
a/k/a “Doo-Drop”
CALVIN GOODRICH,
a/k/a “CJ”
WILFREDO ORTIZ,
a/k/a “Will”
and
LYDIA CARRERA-APONTE**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 8 grams, of a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT TWELVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 28, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
JOSE MIGUEL ACEVEDO,
a/k/a “Gulley”
JONATHAN ACEVEDO,
a/k/a “Flip”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, at 45 South 10th Street, Reading.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C), and Title 18, United States Code, Section 2.

COUNT THIRTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 28, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
JOSE MIGUEL ACEVEDO,
a/k/a “Gulley”
JONATHAN ACEVEDO,
a/k/a “Flip”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, at 45 South 10th Street, Reading, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT FOURTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 28, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, at 940 Franklin Street, Reading.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C), and Title 18, United States Code, Section 2.

COUNT FIFTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 28, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, at 940 Franklin Street, Reading, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT SIXTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 31, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C), and Title 18, United States Code, Section 2.

COUNT SEVENTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about May 31, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a “Benji”
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a “Spaz”
a/k/a “Miguelito”
and
ANDREW ANTHONY CRUZ,
a/k/a “Andy”**

knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, a mixture or substance containing a detectable amount of cocaine base (“crack”), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

COUNT EIGHTEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 4, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MUSTAFA SHEIM SHERIFF,
a/k/a "Stafa"
and
ANDRE KEYES
a/k/a "Dre"
a/k/a "Doo-Drop,"**

each a person at least eighteen years of age, knowingly and intentionally employed, hired, used, persuaded, induced, enticed, and coerced, and aided and abetted the knowing and intentional employment, hiring, use, persuasion, inducement, enticement, and coercion of, Person #7, a person under eighteen years of age and known to the grand jury, to distribute a mixture or substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841(a)(1).

In violation of Title 21, United States Code, Section 861(a)(1), and Title 18, United States Code, Section 2.

COUNT NINETEEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 5, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a "Benji"
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a "Spaz"
a/k/a "Miguelito"
ANGEL CASTILLO-BIENVENIDO, JR.,
a/k/a "MX"
MUSTAFA SHEIM SHERIFF,
a/k/a "Stafa"
ANDRE KEYES
a/k/a "Dre"
a/k/a "Doo-Drop"**

and Jasmine Marie Lawson knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 20 grams, of a mixture or substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B), and Title 18, United States Code, Section 2.

COUNT TWENTY

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 5, 2003, at Reading, in the Eastern District of Pennsylvania,
defendants

**MANUEL PEREZ,
a/k/a "Benji"
MIGUEL ACEVEDO-HERNANDEZ,
a/k/a "Spaz"
a/k/a "Miguelito"
ANGEL CASTILLO-BIENVENIDO, JR.,
a/k/a "MX"
MUSTAFA SHEIM SHERIFF,
a/k/a "Stafa"
ANDRE KEYES
a/k/a "Drey"**

and Jasmine Marie Lawson knowingly and intentionally possessed with intent to distribute, and aided and abetted the possession with intent to distribute of, in excess of 5 grams, that is approximately 20 grams, of a mixture or substance containing a detectable amount of cocaine base ("crack"), a Schedule II controlled substance, within 1,000 feet of the real property comprising the Amanda E. Stoudt Elementary School located at 321 South 10th Street, Reading and the Southern Middle School located at 931 Chestnut Street, Reading, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

In violation of Title 21, United States Code, Section 860(a), and Title 18, United States Code, Section 2.

NOTICE OF FORFEITURE

1. As a result of the violations of Title 21, United States Code, Sections 846, 841(a)(1), 860(a) and 861(a)(1), charged in this Superseding Indictment, defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, JONATHAN ACEVEDO, FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES, ANDREW ANTHONY CRUZ and CALVIN GOODRICH shall forfeit to the United States of America:

a. any property which constitutes or is derived from any proceeds obtained directly or indirectly by them as a result of the violations of Title 21, United States Code, as charged in this Superseding Indictment; and

b. any property which was used or intended to be used, in any manner or part,
to commit or to facilitate the commission of the violations of Title 21, United States Code, Sections 846, 841(a)(1), 860(a) and 861(a)(1) charged in this Superseding Indictment.

SUBSTITUTE ASSETS

2. If any of the property described above as being subject to forfeiture, as a result of any act or omission of defendants MANUEL PEREZ, MIGUEL ACEVEDO-HERNANDEZ, JOSE MIGUEL ACEVEDO, JONATHAN ACEVEDO, FERNANDO PENA, ANGEL CASTILLO-BIENVENIDO, JR., MUSTAFA SHEIM SHERIFF, ANDRE KEYES, ANDREW ANTHONY CRUZ and CALVIN GOODRICH

(1) cannot be located upon the exercise of due diligence;

- (2) has been transferred or sold to, or deposited with, a third party;
- (3) has been placed beyond the jurisdiction of the court;
- (4) has been substantially diminished in value; or
- (5) has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendants up to the value of the above forfeitable property.

All pursuant to Title 21, United States Code, Sections 853.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney